



USSN: 10/033,129  
Dkt. No.: 8325-2001.30  
G1-US3

**PATENT**

**CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Reissue, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 6, 2004.

7/6/04 Michelle Hobson  
Date Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

CHOO et al. (U.S. Patent No. 6,007,988)

Serial No.: 10/033,129

Filing Date: December 27, 2001

Title: RELATING TO BINDING PROTEINS FOR  
RECOGNITION OF DNA

Examiner: T. McKelvey

Group Art Unit: 1636

Confirmation No.: 1808

Customer No.: 20855

**SUPPLEMENTAL DECLARATION BY INVENTORS**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;  
and

I verily believe that I am an original, first and joint inventor of the subject matter that is claimed in letters patent number 6,007,988 granted on **December 28, 1999** and in the foregoing specification and for which invention I solicit a reissue patent;

**ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose all information known to be material to the patentability of this application in accordance with 37 C.F.R. 1.56.

### PRIORITY CLAIM

I hereby claim foreign priority benefit under 35 U.S.C. 119 of any applications for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of any application on which priority is claimed.

Country	Application No.	Date Filed	Priority Claimed
GB	9416880.4	20 Aug 1994	YES
GB	9422534.9	08 Nov 1994	YES
GB	9514698.1	18 July 1995	YES

### STATEMENT OF INOPERATIVENESS OF ORIGINAL PATENT 37. C.F.R. 1.175

That I believe the original patent to be

☒ partly      ☐ wholly

inoperative because of error or errors, all of which were without any deceptive intent on the part of the applicant, by reason of said patent claiming

☐ more      ☒ less

than patentee had a right to claim.

This reissue application

☒ does      ☐ does not

seek to enlarge the scope of said original patent.

(1) It was an error without deceptive intent to have failed to claim in the original patent a method of modifying a nucleic acid sequence of interest by binding a zinc finger protein thereto, wherein the nucleic acid sequence of interest comprises a first polynucleotide operatively linked to a second polynucleotide that is heterologous to the first polynucleotide; and

(2) It was an error without deceptive intent to have failed to claim in the original patent a method of modifying a nucleic acid sequence of interest by binding a zinc finger protein thereto, wherein binding of the zinc finger protein to a target site in the sequence of interest modulates expression of the sequence interest.

Every error not covered by the prior declaration submitted in this application arose without any deceptive intent on our part.

#### DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed: \_\_\_\_\_

Yen CHOO

Date: \_\_\_\_\_

21/6/04

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11/11/04

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